

L.N. 8 of 1974

NIGERIAN ENTERPRISES PROMOTION

DECREE 1972

(1972 No. 4)

Nigerian Enterprises Promotion (Exemptions) Order 1974

Commencement : 15th March 1974

In exercise of the powers conferred by section 9 of the Nigerian Enterprises Promotion Decree 1972 (as amended by the Nigerian Enterprises Promotion (Amendment) Decree 1973) and of all other powers enabling me in that behalf, I, Dr J. E. Adetoro, Federal Commissioner for Industries, with the approval of the Federal Executive Council, hereby make the following Order—

1.—(1) The companies listed in the first column of the Schedule to this Order are hereby exempted from the provisions of the Decree to the extent respectively set out in the third column of that Schedule and subject to the conditions specified in that column.

Exemption
from the
provisions
of 1972
No. 4.

(2) Except as may otherwise be specified in the third column of the Schedule to this Order, any condition specified in that column shall be complied with on or before 31st March 1974.

2.—(1) This Order may be cited as the Nigerian Enterprises Promotion (Exemptions) Order 1974.

Citation,
etc.

(2) In this Order, "the Decree" means the Nigerian Enterprises Promotion Decree 1972.

SCHEDULE

EXEMPTIONS FROM THE PROVISIONS OF THE DECREE

<i>Name of Enterprise</i>	<i>Nature of Business</i>	<i>Terms of Exemptions</i>
(1) Pan Electric Limited	Assembly of radios, radio-grams, record changers and other electrical appliances.	Exemption is granted in respect of item 3 of Schedule 1 to the Decree provided that some of the components are manufactured in Nigeria.
(2) Knight, Frank and Rutley (Nig.) Ltd.	International consultancy service including the development, management, measurement and valuation of land, property and buildings.	Granted exemption from the provisions of section 5 of the Decree on the condition that the company forms a partnership on equal basis with Nigerians who should also be actively involved in all aspects of the company's operations.

SCHEDULE—continued

EXEMPTIONS FROM THE PROVISIONS OF THE DECREE

	<i>Name of Enterprise</i>	<i>Nature of Business</i>	<i>Terms of Exemptions</i>
(3)	West African Drug Co. Ltd.	Retailing and dispensing of drugs.	Exemption is granted in respect of the retailing and dispensing activities of the company.
(4)	Witt & Bush (Shipyard) Ltd.	Ship building and maintenance.	Exemption from the provisions of the Decree is granted and the company may continue in business on condition that the Rivers State Government should participate in the business by acquiring majority shares in the company.
(5)	Thomas Nelson (Nig.) Ltd.	Publishing of books.	Company is exempted from the provisions of section 5 of the Decree subject to the indigenisation of 40 per cent of its equity shares.
(6)	Evans Brothers (Nig.) Pub. Ltd.	Publishing of books.	Company is exempted from the provisions of section 5 of the Decree subject to the indigenisation of 40 per cent of its equity shares.
(7)	Oxford University Press	Publishing of books.	Company is exempted from the provisions of section 5 of the Decree subject to the indigenisation of 40 per cent of its equity shares.
(8)	Development Finance Co. Ltd.	Development financing, appraisal and feasibility report on projects, providing financial, management and technical consultancy services, etc.	Company is exempted from the provisions of the Decree on the condition that the capital of the organisation is restructured in the ratio of 51 per cent to 49 per cent in favour of indigeno participation.

SCHEDULE—continued

EXEMPTIONS FROM THE PROVISIONS OF THE DECREE

<i>Name of Enterprise</i>	<i>Nature of Business</i>	<i>Terms of Exemptions</i>
(9) Northern Nigeria Investments Ltd.	Investment finance institution formed for the investigation, formulation, and carrying out of projects for the development of industry and production of foodstuffs and raw materials.	Company is exempted from the provisions of the Decree for the time being on the condition that the Nigerian partner would assume controlling shares in the venture in due course.
(10) The Monotype Corp. (Nig.) Ltd.	Distribution of machinery for the printing industry.	Company is exempted from the provisions of the Decree.
(11) Foundation Eng. (Nig.) Ltd. and Foundation Construction Ltd.	Specialists in foundation techniques, piling, site investigations.	Companies are exempted from the provisions of section 5 of the Decree subject to the indigenisation of 40 per cent of their equity shares.
(12) Dunlop (Nig.) Ltd.	Manufacture of truck, car, motor-cycle and bicycle tyres and tubes, mattresses, cushions and chairs, vinyl asbestos floor tiles.	Exemption is granted in respect of item 3 of Schedule 2 to the Decree but the company must phase out the manufacture of bicycle tyres over a period of 5 years.
(13) Bata (Nig.) Ltd.	Marketing of foot-wear produced by Bata Leather Footwear limited and Bata Shoe Company (Nig.) Ltd.	Company may continue to operate both its wholesale depots and a chain of stores for direct sale to customers.
(14) Nigerian Bottling Company Ltd.	Manufacture of soft drinks.	Company may, in addition to its present holding in the Nigerian Bottling Company (Benin) Ltd., acquire the minority shareholding of that company.

SCHEDULE—*continued*

EXEMPTIONS FROM THE PROVISIONS OF THE DECREE

	<i>Name of Enterprise</i>	<i>Nature of Business</i>	<i>Terms of Exemptions</i>
(15)	Nigerian Cereals Processing Co. Ltd.	Milling and packaging of cereals including the manufacture of ground rice, cereal flour from corn, millet, rice. Animal and poultry feeds, sesamecil.	Exemption is granted only in so far as the company's activities relate to rice milling.

DATED at Lagos this 14th day of March 1974.

DR J. E. ADETORO,
Federal Commissioner for Industries

L.N. 9 of 1974

NIGERIAN ENTERPRISES PROMOTION DECREE 1972
(1972 No. 4)

**Nigerian Enterprises Promotion (Designation of Inspectors)
Order 1974**

Commencement : 14th March 1974

In exercise of the powers conferred by section 6 (1) of the Nigerian Enterprises Promotion Decree 1972 (as amended by the Nigerian Enterprises Promotion (Amendment) Decree 1973) and of all other powers enabling me in that behalf, I, Dr J. E. Adetoro, Federal Commissioner for Industries, hereby make the following Order :—

1. The persons listed in the Schedule to this Order being persons in the public service of the Federation or of the States are hereby designated inspectors of enterprises with effect from the dates respectively specified against their names.

Designation of inspectors of enterprises.

2. This Order may be cited as the Nigerian Enterprises Promotion (Designation of Inspectors) Order 1974.

Citation.

SCHEDULE

INSPECTORS OF ENTERPRISES

<i>Officers of Federal Public Service</i>	<i>Date of Appointment</i>
1. Mr V. I. Bello	17-4-72
2. Mr H. A. Oluwasanmi	14-12-72
3. Mr S. O. Obisesan	3-10-72
4. Mr O. Akinsiku	2-2-73
5. Mr I. A. Adegoke	5-2-73
6. Mr J. O. Ashaolu	6-2-73
7. Mr C. O. Erhabor	13-2-73
8. Mr E. E. Ita	16-6-72
9. Mr E. O. Ogunleye	1-5-73
10. Mr E. O. B. Dada	1-6-73
11. Mr L. O. Kuku	27-7-73
12. Mr M. O. Obadina	21-8-73
13. Mrs J. A. Olagbegi	1-2-73
14. Mrs S. Fafowora	1-3-73
15. Miss A. M. O. Odunsi	13-2-73
16. Mrs C. T. Omotoso	1-5-73
17. Mrs M. A. Philips	20-8-73
<i>Officers of North-Western State Public Service</i>	
1. Alhaji A. B. Umah	1-2-74
2. Alhaji Bala Sokoto	1-2-74
3. Alhaji Mamman Ambursa	1-2-74

<i>Officers of Lagos State Public Service</i>							<i>Date of Appointment</i>
1. Mr T. A. Iginla	..	..	..	..	..	..	1-2-74
2. Mr M. Shokunbi	..	..	..	..	..	..	1-2-74
3. Mr R. O. Tinubu	..	..	..	..	..	..	1-2-74
<i>Officers of Rivers State Public Service</i>							
1. Mr B. S. Onyamon	..	..	..	..	..	..	1-2-74
2. Mr T. S. Briggs	..	..	..	..	..	..	1-2-74
3. Mrs E. C. Amadi	..	..	..	..	..	..	1-2-74
<i>Officers of Kano State Public Service</i>							
1. Mallam T. A. Dutse	..	..	..	..	..	..	1-2-74
2. Mr T. A. Bello	..	..	..	..	..	..	1-2-74
<i>Officers of Kwara State Public Service</i>							
1. Mr A. S. Omoniwa	..	..	..	..	..	..	1-2-74
2. Mr E. G. Alasi	..	..	..	..	..	..	1-2-74
3. Mr J. J. A. Akinrimade	..	..	..	..	..	..	1-2-74
<i>Officers of East-Central State Public Service</i>							
1. Mr S. C. Madubuattah	..	..	..	..	..	..	1-2-74
2. Mr P. K. Ajaegbu	..	..	..	..	..	..	1-2-74
3. Mr George C. Odiari	..	..	..	..	..	..	1-2-74
<i>Officer of South-Eastern State Public Service</i>							
1. Mr B. J. Etuk	..	..	..	..	..	..	1-2-74
<i>Officers of Western State Public Service</i>							
1. Mr G. A. O. Oyinola	..	..	..	..	..	..	1-2-74
2. Chief Folorunsho Kila	..	..	..	..	..	..	1-2-74
3. Mr A. O. Omojola	..	..	..	..	..	..	1-2-74

DATED at Lagos this 14th day of March 1974.

J. E. ADETORO,
Federal Commissioner for Industries

L.N. 10 of 1974

FIREARMS ACT (CAP 69)

Firearms Prohibition (Eastern States of Nigeria) Order 1974

Commencement : 15th January 1974

In exercise of the powers conferred by section 36 of the Firearms Act, and of all other powers enabling me in that behalf, I, General Yakubu Gowon, Head of the Federal Military Government, Commander-in-Chief of the Armed Forces hereby make the following Order :—

1. Except in the case of a holder of a licence granted after the commencement of this Order by the Inspector-General of Police pursuant to his powers under section 4 of the Firearms Act, the possession of or dealing in any firearms or ammunition in the East-Central State, Rivers State and the South-Eastern State is hereby absolutely prohibited for a period of two years from the date on which this Order is deemed to have come into force.

Prohibition
of possession
of firearms,
etc.

2. All firearms and ammunition in possession of any person within the area specified in paragraph 1 of this Order shall be surrendered to the nearest military unit or police station within fourteen days from the date of publication of this Order in the *Gazette*.

Surrender
of possession
of firearms,
etc.

3. Any person neglecting to make such surrender or being in possession of or dealing in any firearms or ammunition during the period that this Order is in force, shall be guilty of an offence and shall be liable on conviction to a penalty of one thousand naira or imprisonment for two years or to both such fine and imprisonment.

Offences.

4.—(1) This Order may be cited as the Firearms Prohibition (Eastern States of Nigeria) Order 1974 and shall apply to the East-Central State, the Rivers State and South-Eastern State.

Citation,
extent and
commence-
ment.

(2) This Order shall be deemed to have come into force on 15th January 1974.

MADE at Lagos this 28th day of February 1974.

GENERAL Y. GOWON,
*Head of the Federal Military Government,
Commander-in-Chief of the Armed Forces,
Federal Republic of Nigeria*

EXPLANATORY NOTE

*(This note does not form part of the above-mentioned
Order but is intended to explain its effect)*

The above Order replaces the Firearms Prohibition (Eastern States of Nigeria) Order 1971 and absolutely prohibits (except in the case of a person exempted by the Inspector-General of Police) the possession of or dealing in any firearms or ammunition in the three Eastern States for a further period of two years from the commencement of the Order.

2. Every person within the area aforesaid who is in possession of any firearms or ammunition is to surrender the same to the nearest military unit or police station within fourteen days from the publication of the Order in the *Gazette*.

L.N. 11 of 1974

NATIONAL HONOURS ACT 1964
(1964 No. 5)

The Honours (Fire Services) Warrant 1974

Commencement : 28th February 1974

In exercise of the powers conferred by the National Honours Act 1964 and of all other powers enabling me in that behalf, I, General Yakubu Gowon, Head of the Federal Military Government, hereby make the following warrant :—

1. There are hereby established for the fire service the following medals, namely—

- (a) the Nigerian Fire Service Cross ;
- (b) the Meritorious Service Medal ; and
- (c) the Long Service Medal.

2.—(1) The Nigerian Fire Service Cross may be awarded to any member of the fire service for a most conspicuous act of gallantry in the course of duty.

(2) The Meritorious Service Medal may be awarded to any member of the fire service for long and devoted service characterised by exceptional ability and exemplary record.

(3) The Long Service Medal may be awarded to any member of the fire service who has completed eighteen years continuous service with an exemplary record, that is to say, his conduct sheet shows that—

(i) he has not suffered any punishment during the period of twelve years immediately preceding the date of his recommendation for the award ; or

(ii) he has not suffered any punishment during the period of six years immediately preceding the date of his recommendation for the award and he has not suffered more than six punishments during the whole period of his service.

3.—(1) If a person to whom the Nigerian Fire Service Cross has been awarded under article 2 (1) above subsequently performs another act which, if he had not been awarded that medal, would have rendered him eligible for it, he may be awarded a bar to be affixed to the ribbon attached to the medal, and an additional bar may be awarded for every additional performance of such acts.

(2) Where the holder of a long Service Medal completes a total of twenty-five years service (including his service before the award of the medal) with such exemplary record as is mentioned in article 2 (3) above, he may be awarded a clasp to be affixed to the ribbon attached to the medal, and he may be awarded another clasp at the completion of a further period of five years service with exemplary record.

4. The Head of the Federal Military Government shall not award a service medal or a bar or clasp thereto to any person unless the Chief Fire Officer (or in the case of a State or a corporation, the head of the fire services of that State or of the corporation, by whatever name called) submits a recommendation for the award in respect of that person through the

Establishment, etc. of medals for fire service.

Eligibility for award of medals.

Award of bar or clasp for additional services.

Recommendation for award of a medal, a bar or clasp.

Commissioner to the Federal Executive Council (or in the case of a State, to the State Executive Council) and the Federal Executive Council or the State Executive Council as the case may be, recommends that person to the Head of the Federal Military Government for the award.

5.—(1) The Head of the Federal Military Government shall by notice in the *Gazette* signify his intention of awarding a person a service medal, a bar or clasp thereto.

Mode of
awarding
medals, etc.

(2) Subject to paragraph (3) below, a person shall be awarded a service medal or a bar or clasp thereto when he is presented with the medal, or bar or clasp by the Head of the Federal Military Government in person at an investiture held for the purpose.

(3) If in the case of any person it appears to the Head of the Federal Military Government expedient to dispense with the requirements of paragraph (2) above he may direct that that person shall be awarded the medal, or bar or clasp in such manner as may be specified in the direction.

(4) It shall be the duty of the Secretary to the Federal Military Government or of such other officer as the Head of the Federal Military Government may determine, to establish and maintain a register in respect of each medal and to enter in the register particulars of the persons awarded the medal or any bar or clasp thereto.

6.—(1) The Nigerian Fire Service Cross—

(a) shall consist of a Maltese Cross of bronze metal with the outer edges joined by coiled ring, having, on the obverse, in the centre, a shield similar to that forming part of the arms of the Federal Republic, the shield being surrounded by laurel wreath and the uppermost arm of the cross having on it two crossed fireman's axes and an emblematic design of fire helmet at the top, with the inscription, in the centre, "FOR GALLANTRY"; and

Form of
medals, etc.

(b) shall have attached to it a ribbon one and a quarter inches wide divided laterally into seven divisions of which the first and seventh shall each be $5\frac{1}{16}$ inch wide and shall be dark blue, the second and sixth shall each be $1\frac{1}{16}$ inch wide and shall be dark green, the third and fifth shall each be $3\frac{1}{16}$ inch wide and shall be dark red, and the fourth shall be $1\frac{1}{16}$ inch wide and shall be white.

(2) The Meritorious Service Medal—

(a) shall consist of a circular disc of silver-plated metal having on the obverse the arms of the Federal Republic of Nigeria and on the reverse, in the centre, the emblematic design of a fire helmet under which are two crossed fireman's axes and surrounded with two fire hoses which are joined at the bottom, all surrounded by two branch pipes around which are the words "FOR MERITORIOUS FIRE BRIGADE SERVICE"; and

(b) shall have attached to it a ribbon one and a quarter inches wide divided laterally into five divisions of which the first and the fifth shall each be $\frac{3}{8}$ inch wide and shall be dark blue, the second and the fourth shall each be $1\frac{1}{16}$ inch wide and shall be dark green, and the third shall be $\frac{3}{8}$ inch wide and shall be dark red.

(3) The Long Service Medal—

(a) shall consist of a circular disc of silver-plated metal having on the obverse, the arms of the Federal Republic of Nigeria and on the reverse, in the centre, the emblematic design of two firemen in fighting fire positions holding a charged length of hose, surrounded by the words "FOR LONG SERVICE AND GOOD CONDUCT"; and

(b) shall have attached to it a ribbon one and a quarter inches wide divided laterally into five divisions of which the first and the fifth shall each be $\frac{1}{4}$ inch wide and shall be dark blue, the second and the fourth shall each be $\frac{5}{16}$ inch wide and shall be dark red, and the third shall be $\frac{1}{8}$ inch wide and shall be yellow.

Miniatures
and ribbons.

7. The holder of any service medal may, when not wearing the medal itself, wear on the left breast of his outer garment—

(a) a miniature reproduction of the medal (and of any bar or clasp thereto which has been awarded to him) of such size and pattern as may be approved by the Head of the Federal Military Government, or

(b) a piece of ribbon of the same width and design as the ribbon attached to the medal bearing, in the case of a person who has been awarded one or more bars or clasps to the medal, the corresponding number of miniature reproductions of the bar or clasp of such size and pattern as may be approved by the Head of the Federal Military Government.

Deprivation
and restora-
tion.

8.—(1) Subject to paragraph (3) below, where the holder of a service medal or bar or clasp thereto is convicted of a criminal offence or is dismissed or removed from the fire service for misconduct, the Head of the Federal Military Government may—

(a) by notice in the *Gazette* deprive that person of that medal, or the medal and bar thereto where any bar has been awarded, or the medal and clasp thereto where any clasp has been awarded ;

(b) by the like notice restore any such medal, bar or clasp thereto to the person who has been deprived thereof in pursuance of this article ;
and on the publication of the notice under this paragraph in respect of any person, the officer charged with the duty of maintaining the register established in pursuance of this warrant in respect of any medal, bar or clasp to which the notice relates shall forthwith strike out or re-insert the particulars of that person in that register, as the case may require.

(2) On the publication of a notice under paragraph (1) (a) above in respect of any person, that person shall forthwith deliver up every medal, bar or clasp to which the notice relates, together with its ribbon, to or in accordance with the direction of, the Secretary to the Federal Military Government.

(3) No holder of a service medal who has been convicted of a criminal offence shall be deprived of his service medal, bar or any clasp thereto unless—

(a) the time for bringing an appeal against the conviction has expired without such an appeal having been brought ; or

(b) such an appeal having been brought has been abandoned or has been finally determined by the upholding of the conviction.

Replace-
ment of lost
medal.

9. Where the Chief Fire Officer (or in the case of a State or a corporation, the head of the fire services of that State or of the corporation, by whatever name called) is satisfied after an inquiry that a service medal or bar or clasp thereto awarded in pursuance of this warrant has been lost or destroyed, he may submit the report of such inquiry through the Commissioner to the Federal Executive Council (or in the case of a State, the State Executive Council) who may recommend to the Head of the Federal Military Government that a replacement be issued to the holder of the lost medal, bar or clasp

thereto and on such recommendation the Head of the Federal Military Government may authorise the issue of a replacement accordingly; but except where the report of the inquiry shows that the loss or destruction of the medal, bar or clasp thereto occurred while the holder was on duty or was due to circumstances beyond his control a replacement shall not be issued until the cost thereof has been paid by the holder.

10.—(1) In this warrant—

“Commissioner” means the Federal Commissioner (or in the case of a State, the State Commissioner) charged with responsibility for fire services;

“a corporation” means a statutory corporation established by an enactment of the Federation or a State;

“fire service” means a fire service or fire brigade in Nigeria consisting of full time members employed by the Government of the Federation, a State or a corporation, or by a local government authority under any power conferred on that local government authority by any enactment, except that in the case of a local government authority or a corporation, the Federal or State Commissioner concerned, as the case may be, shall certify that it is of a standard of efficiency adequate for the proper discharge of its functions;

“holder” in relation to a service medal, bar or clasp thereto means a person who has been awarded that medal, bar or clasp thereto and has not been deprived of it, or who, having been deprived of it, has had it restored to him;

“service medal” means any medal established by article 1 of this warrant.

(2) In the case of a ribbon which in pursuance of this warrant is divided laterally into a number of divisions, reference in this warrant—

(a) to the first of those divisions is reference to the division which, when the ribbon is viewed from the front, lies to the left of all the other divisions;

(b) to the second of those divisions is a reference to the division adjacent to the first division, and so on from left to right.

11. This warrant may be cited as the Honours (Fire Services) Warrant 1974. Citation.

MADE at Lagos this 28th day of February 1974.

GENERAL Y. GOWON,
Head of the Federal Military Government,
Commander-in-Chief of the Armed Forces,
Federal Republic of Nigeria

Interpreta-
tion.

EXPLANATORY NOTE

*(This note does not form part of the above Warrant
but is intended to explain its effect)*

The Warrant establishes three types of medals for persons in any fire service in Nigeria, namely—

- (a) the Nigerian Fire Service Cross ;
- (b) the Meritorious Service Medal ; and
- (c) the Long Service Medal.

The award of medals is open to all members of the fire services in the Federation. For States' fire services, the head of the fire service, or the head of any establishment with fire service in any State, will recommend for the award of a medal through the appropriate State Commissioner to the State Executive Council which in turn would recommend to the Head of State who makes the award. In the case of the Federal fire services, the head of the Federal fire service or the head of any Federal establishment with fire service, will recommend for the award of a medal through the appropriate Federal Commissioner to the Federal Executive Council which in turn would recommend to the Head of State who makes the award.

A lost medal may be replaced under certain circumstances but the recipient would pay for the cost thereof unless the medal was lost when the holder was on duty or the loss was due to circumstances beyond his control.